

Message Text

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ACTION L-03

INFO OCT-01 IO-13 ADP-00 AF-10 ARA-16 EA-11 EUR-25 NEA-10

RSC-01 OIC-04 OMB-01 CIAE-00 DODE-00 PM-07 H-03

INR-10 NSAE-00 NSC-10 PA-03 PRS-01 SS-15 USIA-15

AID-20 COME-00 EB-11 FMC-04 CG-00 COA-02 ACDA-19

AEC-11 SCI-06 AGR-20 DOTE-00 INT-08 JUSE-00 NSF-04

CEQ-02 RSR-01 TRSE-00 /267 W
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R 310745Z JUL 73

FM USMISSION GENEVA
TO SECSTATE WASHDC 868
INFO USUN NEWYORK 9394
AMEMBASSY DARESSALAAM
AMEMBZSSY THEHAGUE
AMEMBASSY MOSCOW
AMEMBASSY JAKARTA
AMEMBASSY ISLAMABAD

C O N F I D E N T I A L GENEVA 4020

E.O. 11652: GDS

TAGS: PBOR, UN

SUBJ: LIAISON REPORT

1. TANZANIA. SOURCE BELIEVES US APPROACH TO MARINE
SCIENTIFIC RESEARCH WAS IMPROVEMENT AND APPRECIATED
LDC VIEWS. MAJOR PROBLEM IS US REFERENCE IN STEVENSON
SPEECH AND INTRODUCTORY SPEECH TO SCIENTIFIC RESEARCH
ARTICLES TO COMPULSORY DISPUTE SETTLEMENT AND REFUND.
HE CITED FAILURE OF ICJ AND WONDERED ABOUT US INTEREST
IN COMPULSORY DISPUTE SETTLEMENT. HE REFERRED TO OAU
ARBITRATION AS SUCCESS CITING EXAMPLE OF TANZANIA/
BURUNDI BORDER DISPUTE. HE SAW POSSIBLE
SOLUTION OF REGIONAL PROCEDURES TO SOLVE REGIONAL
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PROBLEMS BUT HADNO VIEWS OF SETTLEMENT BETWEEN STATES

OF DIFFERENT REGIONS. ON ECONOMIC ZONE HE NOTED MERCHANT VESSELS WOULD HAVE FREE NAVIGATION BUT COASTAL STATE HAD SPECIAL INTEREST IN LOCATION AND ACTIVITIES OF WARSHIPS EXERCISING FREE NAVIGATION IN ECONOMIC AREA.

2. NETHERLANDS. SOURCE STATED SEABEDS HAVE TAKEN ON POLITICAL SIGNIFICANCE OUT OF PROPORTION TO VALUE THEY CONTAIN. FOR IDEALISTIC AS WELL AS PRACTICAL REASONS IT IS OF GREATEST IMPORTANCE THAT THERE SHOULD BE SETTLEMENT THAT SATISFIES LDCS.

3. USSR. A) DR. DMITRY N. KOLESNIK INDICATED SOV CONCERN ABOUT INDIA-SRI LANKA FISHERIES PROPOSAL AND SAID SOVS HAD COME TO SESSION PREPARED TO MAKE CONCESSIONS ON FISHERIES BUT INDIA PROPOSAL SHOWED NO ROOM FOR COMPROMISE. STEVENSON SUGGESTED HE VIEW PROPOSAL AS OPENING NEGOTIATING POSITION AND THAT IT WOULD BE VERY HELPFUL IN FUTURE SESSIONS TO DEFINE ISSUES AS WE HAD IN SUBCOMMITTEE II WG 2 ON CONTINENTAL SHELF.

B) KOLESNIK ENCOURAGED ON STRAITS ISSUE PROVIDED WE CAN TAKE CARE OF EGYPTIAN CONCERN WITH STRAIT OF TIRAN AS SOVS HAVE DONE IN THEIR DRAFT ARTICLE BY EXCLUDING STRAITS CONNECTING HIGH SEA WITH TERRITORIAL SEA OF COASTAL STATE.

4. PAKISTAN. DR. ZAHID SAID FAVORS EXCLUSIVE FISHERIES RIGHTS IN COASTAL AREAS AND HE HAS NO STRONG CONVICTIONS REGARDING ANADROMOUS AND HIGHLY MIGRATORY SPECIES. PAKISTAN FAVORS 200 MILE COASTAL STATE JURISDICTION IN ECONOMIC ZONE AND WILLING TO SHARE MARGIN RESOURCES BEYOND 200 MILES WITH INTERNATIONAL COMMUNITY. SAID PAKISTAN WILLING TO SHARE SEABED RESOURCES OF ECONOMIC ZONE WITH NEIGHBORING LANDLOCKED STATES AND PROVIDE ACCESS. ON DEEP SEABEDS PAKISTAN FAVORS COMBINATION OF LICENSING TO COMPANIES AND STATES AND EXPLOITATION BY AUTHORITY ITSELF, INCLUDING JOINT VENTURES. SAID BELIEVES COMPU-
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SORY SETTLEMENT OF DISPUTES BY TRIBUNAL OR INTERNATIONAL COURT IS NECESSARY. GA SHOULD BE VESTED WITH MAIN AUTHORITY ADVISED BY TECYNICAL AGENCIES.

5. NETHERLANDS. SOURCE PLEASED WITH US POLLUTION ARTICLES BUT BELIEVES THEY DO NOT GO FAR ENOUGH ON ENFORCEMENT. GON FAVORS ENFORCEMENT ZONE (CONSIDERED INEVITABLE) WITH VERY LIMITED RIGHTS

VESTED IN COASTAL STATE, E.G., INSPECTION BUT NO ARREST.

6. INDONESIA. A) DJALAL STATED THAT TO HIM INNOCENT PASSAGE THROUGH ARCHIPELAGIC WATERS MEANT ADVANCE NOTIFICATION (EVEN INFORMAL) OF WARSHIP PASSAGE. HOWEVER, THEIR DRAFT ARTICLES INCLUDED QTE NOTIFICATION OR AUTHORIZATION UNQTE TO PLACATE MORE EXTREME ARCHIPELAGIC STATES. SOURCE INDICATED THEIR PROPOSAL FOR COMPENSATION TO COASTAL STATE FOR AID TO NAVIGATION IN STRAITS RESULTED FROM GOI DECISION THAT SINCE NO ECONOMIC BENEFIT WAS DERIVED, USERS SHOULD PAY.

B) ON SEABEDS THE ECONOMIC ZONE IS UNSATISFACTORY AND ARCHIPELAGO CONCEPT NEEDED TO REINFORCE POLITICAL INTEGRITY OF INDONESIA. HE IMPLIED ARCHIPELAGO CONCEPT REQUIRED FOR DOMESTIC POLITICAL PURPOSES AND US SUPPORT WOULD GREATLY HELP GOI INTERNALLY.

C) INDONESIA DELEGATION RECOGNIZED NEED FOR INTERNATIONAL STANDARDS ON MARINE POLLUTION BUT CONCERNED AT US PROPOSAL ALLOWING PORT STATE TO SET HIGHER STANDARDS FOR PORT ENTRY. STATES SUCH AS US MIGHT SET STANDARDS SO HIGH INDONESIAN VESSELS EXCLUDED FROM ENTRY. STATES SHOULD HAVE AUTHORITY TO SET LOWER STANDARDS FOR THEIR OWN PORTS.

D) DJALAL NOTED ARCHIPELAGO STATES HAD DIFFICULTY ARRIVING AT CONCRETE CRITERIA FOR DEFINITION OF AN ARCHIPELAGO (SUCH AS LAND/WATER RATION, LENGTH OF BASELINES, ETC.) BECAUSE SUCH CRITERION WOULD EXCLUDE ONE OR MORE OF THE GROUP THAT THEY THOUGHT SHOULD BE INCLUDED. GROUP THEREFORE AGREED ON QTE INTRINSIC

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GEOGRAPHIC UNITY UNQTE CRITERION AS SATISFYING QTE GENUINE UNQTE ARCHIPELAGO STATES AND EXCLUDE NON-GENUINE (E.G. MALAYSIA). DESPITE US DELOFFS PROTEST THAT CRITERION TOO LOOSE TO EXCLUDE ARCHIPELAGOS, DJALAL INSISTED THIS WAS BEST THEY COULD DO. HE SAID ARCHIPELAGO STATES WORKING ON DRAFT ARTICLES BASED ON THEIR STATEMENT OF PRINCIPLES.BASSIN

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